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7 HSBC BANK USA,
8 Plaintiff,
9 v.
10 SONORA ROGERS, et al.,
11 Defendants.
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14 Case No. 15-cv-02933-RS
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**ORDER REMANDING ACTION AND
REQUIRING DEFENDANTS TO SHOW
CAUSE WHY SANCTIONS SHOULD
NOT BE IMPOSED**

17 This is now the fourth time one or more of the defendants have removed this action to
18 federal court. See Order, dated May 13, 2015 in Case No. C 15-01222 RS, reciting history of
removals. As explained in the prior orders, there has never been a valid basis for removal;
defendants' continued filing of removal notices in the face of those prior orders can no longer be
explained as anything other than bad faith attempts to delay. The most recent order included the
following language directed at defendants, underlined for emphasis:

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22 Rogers, Mayes, Forbes, and any or all other persons acting with
23 them or on their behalf are hereby expressly warned that any further
24 notices of removal filed in this matter will lead to summary remand
and will expose the removing parties to substantial monetary
sanctions.

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26 The latest notice of removal, filed by defendant Rogers, offers nothing new. It represents what
27 appears to be blatant defiance of this Court's prior orders. As there is still no legal basis for
removal, the action is hereby remanded to Alameda Superior Court.

1 Notwithstanding remand of the action, this Court retains jurisdiction over the defendants
2 for the sole purpose of determining whether to impose monetary sanctions and/or a pre-filing
3 review order against them. Accordingly, no later than July 31, 2015, Rogers, Mayes, Forbes shall,
4 jointly or separately, file briefs and/or declarations explaining any reasons they have why an order
5 should not be entered against them (1) requiring any or all of them to pay monetary sanctions for
6 filing frivolous notices of removal, and/or (2) imposing a pre-filing review requirement that would
7 prevent them from filing any further notices of removal in this court connected with this case,
8 without prior court approval.

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10 **IT IS SO ORDERED.**

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12 Dated: June 30, 2015

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RICHARD SEEBORG
United States District Judge